

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Revenue Department – Allegation of Corruption of demand and acceptance of bribe by Shaik Moulana Abdul Kalam Azad, Formerly Deputy Tahsildar (Elections), I/c. Revenue Inspector I & II, O/o. Tahasildar, Gurajala, Guntur District – Trapped on 21.09.2010 – Sanction for Prosecution – Accorded – Orders – Issued.

REVENUE (VIG.VI) DEPARTMENT

G.O.Ms.No.1722.

Dated: 14.09.2011.

ORDER:

Whereas Sri Shaik Moulana Abdul Kalam Azad, S/o. Sri Shaik Adam Saheb worked as Deputy Tahasildar (Elections), I/c Revenue Inspector I & II, O/o. Tahasildar, Gurajala, Guntur District from 11.05.2005 to 21.09.2010 and by virtue of the post held by him he falls under the category of a Public Servant as defined under Section 2 (c) of the P.C. Act, 1988 (Central Act 49 of 1988).

2. Whereas, Sri Thanda China Mastan Vali, S/o. Sri Ghansaida is a resident of Chatrgudipadu Village, Gurazala Mandal, Guntur District, Smt. Mastanbee his sister and Smt. Shaik Ramzanbee, her mother-in-law are living in Jangameshwarapuram, Gurazala (M), Smt. Ramzanbee is also related to Sri Thanda China Mastan Vali as his mother-in-law.

3. And whereas, it is alleged that Smt. Shaik Ramzanbee, mother-in-law of Sri Thanda China Mastan Vali took a hand loan from Sri Gorre Nagaiah of Dachepalli Mandal in the year 2004 by mortgaging her B-Form Patta, but she was unable to pay the loan in time. After the death of Sri Gorre Nagaiah, his wife Gorre Venkayamma filed a civil suit in O.S.No.134/2009 in Gurazala Court. Smt. Ramzanbee required a certified copy of D.K. Patta to file a counter on the civil case, but the original B-Form Patta remained with Sri Gorre Nagaiah. On 15.09.2010 morning Sri Thanda China Mastan Vali went to the MRO Office, Gurazala at the request of his mother-in-law and met Sri Shaik Moulana Abdul Kalam Azad, formerly Deputy Tahasildar (Elections), I/c Revenue Inspector I & II, O/o. Tahsildar, Gurajala, Guntur District and requested him for issue of certified copy of B-Form Patta and also asked him as to how to apply for the certified copy. Sri Shaik Moulana Abdul Kalam Azad informed that there was no need to apply and asked Sri Thanda China Mastan Vali to furnish him a copy of B-Form Patta given to any one of the neighbours of Smt. Ramzanbee. On 18.09.2010, Sri china Mastan Vali met Sri Shaik Moulana Abdul Kalam Azad in his office and submitted a Photostat copy of B-Form Patta of Kakumanu Venkateswarlu, a neighbour. Sri Shaik Moulana Abdul Kalam Azad searched and found the patta of Ramzanbee and showed it to him and demanded Rs.2,500/- as bribe to give certified copy of the same to Sri China Mastan Vali getting it certified either by the M.R.O. or by the Superintendent. When Sri China Mastan Vali expressed his inability to pay Rs.2,500/- as bribe, Sri Shaik Moulana Abdul Kalam Azad reduced the bribe amount to Rs.2,000/- and categorically stated that his work would not be done unless he paid the said bribe amount. As there was no other go, Sri Thanda China Mastan Vali agreed to pay the bribe of Rs.2,000/- to Shaik Moulana Abdul Kalam Azad within four or five days and Sri Shaik Moulana Abdul Kalam Azad agreed for the same, came back and informed Smt. Ramzanbee. As she was unwilling to pay the bribe to Sri Shaik Moulana Abdul Kalam Azad, at her request Sri China Mastan Vali gave a report to the DSP, ACB, Vijayawada Range against Sri Shaik Moulana Abdul Kalam Azad and requested for necessary action. The DSP received report from Sri Thanda China Mastan Vali and instructed the District Inspector, ACB, Guntur to verify the contents of the complaint and antecedents of Sri Shaik Moulana Abdul Kalam Azad as well as those of Sri China Mastan Vali. After receipt of the verification report, the DSP registered a case in Cr.No.19/RCT-ACB-VJA/2010 under Section 7 of P.C. Act, 1988 on 21.09.2010, A.P., Hyderabad.

4. And Whereas, after completing the proceedings drafted under a cover of Mediators Report-1, the Deputy Superintendent of Police along with Sri Thanda China Mastan Vali, mediators, Inspectors and other members of the trap party left the Anti-Corruption Bureau Office, Vijayawada at 12 Noon on 21.09.2010 and reached the vicinity of the office of Sri Shaik Moulana Abdul Kalam Azad at 04.00 pm. As per the instructions of the D.S.P., Sri China Mastan Vali went straight into the office of Sri Shaik Moulana Abdul Kalam Azad and found him sitting in his chair. He requested Sri Shaik Moulana Abdul Kalam Azad about the certified copy of D.K. Patta of Smt. Ramzanbee. Then Sri Shaik Moulana Abdul Kalam Azad asked him whether he

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brought the demanded bribe amount Rs.2,000/- for which he replied in affirmative and Sri Shaik Moulana Abdul Kalam Azad took out a Photostat copy of the extract of D.K. Patta Register from a register on his table and got it attested by the Superintendent sitting in the same hall and handed over the same to Sri China Mastan Vali. Then Sri Shaik Moulana Abdul Kalam Azad aksed him to pay the demanded bribe amount. Then Sri Thanda China Mastan Vali took out the wad of tainted currency notes from his left front upper shirt pocket and gave the same to Sri Shaik Moulana Abdul Kalam Azad, who received the same with his right hand, counted the same with his both hands and kept the same in his iron almirah beside him. Then Sri Thanda China Mastan Vali came out of the office and gave the prearranged signal. Immediately, the DSP and other members of the trap party including mediators rushed into the office of Sri Shaik Moulana Abdul Kalam Azad. The DSP disclosed his identity to Sri Shaik Moulana Abdul Kalam Azad, conducted Sodium Carbonate solution tests on both hand fingers of Sri Shaik Moulana Abdul Kalam Azad which proved positive. As per the directions of the D.S.P., Sri Shaik Moulana Abdul Kalam Azad opened the office iron almirah and showed a wad of currency notes on the 2nd rack from the top of the almirah in its south west corner. On the instructions of the D.S.P., one of the mediators took and tainted currency notes and the serial numbers when compared with the serial numbers of the currency notes produced by Sri China Mastan Vali during pre-trap proceedings were found tallied. The chemical test conducted on steel handle of the office iron almirah and that part of the surface of the second iron rack (from the top) the south west corner of the office iron almirah of Sri Shaik Moulana Abdul Kalam Azad that came in contact with the tainted amount separately by using a clean cotton swab to rub the surfaces separately and dipping the used cotton swab in freshly prepared colourless Sodium Carbonate Solutions, the colourless solutions turned pink in colour. The resultant solutions were seized. The D.S.P seized the tainted amount of Rs.2,000/-, Photostat copy of the extent of D.K. Patta Register, connected case files and records for the purpose of further investigation.

5. And Whereas, the said acts of Sri Shaik Moulana Abdul Kalam Azad, formerly Deputy Tahasildar (Elections), I/c Revenue Inspector I & II, O/o. Tahsildar, Gurajala, Guntur District constitute offences punishable under Sections 7 & 13 (2) read with 13 (1)(d) of the Prevention of Corruption Act, 1988.

6. And Whereas, the Government of Andhra Pradesh being competent authority to remove Sri Shaik Moulana Abdul Kalam Azad, formerly Deputy Tahsildar, (Elections), I/c Revenue Inspector I & II, O/o. Tahasildar, Gurajala, Guntur District from service after fully and carefully examining the material (i.e. Final Report, F.I.R., mediator names, Gist of Statement of Witnesses etc.,) placed before them in respect of the aforesaid acts and the circumstances of the case consider that Sri Shaik Moulana Abdul Kalam Azad, formerly Deputy Tahasildar (Elections), I/c Revenue Inspector I & II, O/o. Tahasildar, Gurajala, Guntur District should be prosecuted in a court of law.

7. Now Therefore, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, Government of Andhra Pradesh hereby accord sanction for prosecution of the above said Sri Shaik Moulana Abdul Kalam Azad, formerly Deputy Tahasildar(Elections), I/c Revenue Inspector I & II, O/o. Tahasildar, Gurajala, Guntur District for the offences punishable under Sections 7 & 13 (2) read with 13 (1)(d) of the Prevention of Corruption Act, 1988 and for any other cognate offence punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M. SAHOO
PRINCIPAL SECRETARY TO GOVERNMENT (I/c.)**

To
The Director General,
Anti-Corruption Bureau,
A.P., Hyderabad.

// FORWARDED :: BY ORDER //

SECTION OFFICER